

CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

Resolution 98-285

CONSIDERATION OF ACTIONS TO ADDRESS ISSUES ASSOCIATED WITH THE TIERED REGULATORY SYSTEM

WHEREAS, on March 1998 Board staff presented an information/discussion item regarding issues associated with the regulatory tiers to the Permitting and Enforcement Committee, and

WHEREAS, the Permitting and Enforcement Committee directed staff to collect feedback from interested parties and proceed with further action as determined from the feedback, and

WHEREAS, Board staff conducted workshops on May 4, 1998 in Sacramento and May 8, 1998 in Burbank to collect feedback, and

WHEREAS, in July 1998 Board staff surveyed operators of, and local enforcement agencies that oversee, Standardized tier facilities for direct and specific feedback, and

WHEREAS, Board staff have analyzed the feedback received and are recommending action be taken in the following areas:

- a. Revise regulations to provide for “up-tiering” when operator and enforcement agency agrees to the action and establish an appeals process when they do not.
- b. Revise regulations to include a process similar to the one applied to landfills through Title 27 whereby the enforcement agency can approve changes to design or operation through amendments to the Report of Facility Information (RFI) or comparable descriptive document, when specified criteria are met.
- c. Revise regulations to include operations plan requirements for EA Notification and Registration tiers.
- d. For Standardized and Full permits, establish a mechanism for determining when the Board permit processing period begins.

NOW, THEREFORE, BE IT RESOLVED that the Board accepts staff’s recommendation and directs staff to move forward with changes to the tiered regulatory system as specified in the recommendation.

CERTIFICATION

The undersigned Executive Director, or his designee, of the California Integrated Waste Management Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the California Integrated Waste Management Board held on September 17, 1998.

Dated:

Board Meeting

Attachment 3

September 17, 1998

Agenda Item 12

Ralph E. Chandler

Executive Director